

Exhibit 5

From: owner-waagoogleteam@lists.susmangodfrey.com on behalf of "Santacana, Eduardo E."
To: [Jenna Farleigh](mailto:Jenna.Farleigh@willkie.com); WAAGOOGLETEAM@LISTS.SUSMANGODFREY.COM; FB-FIREBASE-WFGE
Subject: Rodriguez v. Google | Random Sample of GA4F Data
Date: Wednesday, February 2, 2022 11:37:19 PM

EXTERNAL Email

Counsel,

We have considered your request for a random sample of GA4F user data, and we have a number of practical, logistical, and legal concerns. As a gating issue, in light of Judge Seeborg's most decent Order dismissing the last remaining wiretap claim, can you please explain:

- (1) what, if any, relevance a random sample of user data would have that is not cumulative of the over 80,000 pieces of data we recently produced pertaining to four deviceIDs provided by Plaintiffs; and
- (2) given the significant burden involved in acquiring such data, why the remaining scope and size of this case is not easily outweighed by the disproportionately high burden involved in producing such data?

Thanks,
Eduardo

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